

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
)
	Douglas Durham)
)
Serial No.:	10/764,095) Art Unit
) 2416
Filed:	January 23, 2004)
)
Conf. No.:	8239)
)
For:	SYSTEMS AND METHODS FOR DEFINITION)
	AND USE OF A COMMON TIME BASE IN)
	MULTI-PROTOCOL ENVIRONMENTS)
)
Examiner:	Redentor M. Pasia)
)
Customer No.:	022913)

RESPONSE TO RESTRICTION REQUIREMENT

MAIL STOP: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit this paper in response to the Office Action mailed December 24, 2008 (the "Office Action"). In the Office Action, the Examiner set forth an Election of Species Requirement that identified what the Examiner has characterized as three (3) patentably distinct species. In particular, the Examiner suggested in the Office Action that the present application contains claims directed to the following species:

- I. Species 1 of Figure 8 is directed to a method of determining a reference clock frequency *based on determination of the type of data event information*;

- II. Species 2 of Figure 9 is directed to a method of determining a reference clock frequency *based on identification of an integer multiple of each link clock frequency*; and
- III. Species 3 of Figure 10 is directed to a method indicating aspects of a process for use of a reference clock by a multi-link protocol analyzer.

In response to the Restriction Requirement set forth in the Office Action, Applicants hereby elect Species 1 (Figure 8; claims 1,3,4,5,15,16,17,19) for examination without traverse

Applicants note that while the election set forth herein is made without traverse, the mere fact that no traverse is made should not be construed as an assessment or judgment by the Applicants as to the merits, if any, of: the characterization of the claims and inventions advanced by the Examiner in the restriction requirement set forth in the Office Action; or, any other assertions, allegations, statements or characterizations made by the Examiner in that restriction requirement.

An action on the merits of claims 1,3,4,5,15,16,17,19 and a Notice of Allowance thereof are respectfully requested.

Dated this 15th day of January, 2009.

Respectfully submitted,

/Peter F. Malen, Jr./Reg.# 45576/

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